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IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

UNITED STATES OF AMERICA

VS.

CASE NO.: 3:11-CR-292- M (01)

EDUARDO CALDERON-MOCTEZUMA

REPORT AND RECOMMENDATION CONCERNING PLEA OF GUILTY

EDUARDO CALDERON-MOCTEZUMA, by consent, under authority of <u>United States v. Dees</u>, 125 F.3d 261 (5th Cir. 1997), has appeared before me pursuant to Fed. R. Crim.P. 11, and has entered a plea of guilty to Count(s) 1 of the Indictment. After cautioning and examining EDUARDO CALDERON-MOCTEZUMA under oath concerning each of the subjects mentioned in Rule 11, I determined that the guilty plea was knowledgeable and voluntary and that the offense(s) charged is supported by an independent basis in fact containing each of the essential elements of such offense. I therefore recommend that the plea of guilty be accepted, and that EDUARDO CALDERON-MOCTEZUMA be adjudged guilty and have sentence imposed accordingly.

Date: December 20, 2011

RENÉE HARRIS TOLIVER

UNITED STATES MAGISTRATE JUDGE

NOTICE

Failure to file written objections to this Report and Recommendation within ten (10) days from the date of its service shall bar an aggrieved party from attacking such Report and Recommendation before the assigned United States District Judge. 28 U.S.C. §636(b)(1)(B).